

08-22-2002



FORM PTO-1595

1-31-92

RE

102198292

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks. Please record the attached original documents or copy thereof.

1. Name of Conveying Party(ies): ALL INDIVIDUALS

David W. Rackley
1910 Terisu Cove
Austin, Texas 78728

08/14/02

2. Name and Address of receiving Party(ies):

Name: SBC Properties, L.P.

Street Address:

645 E. Plumb Lane

City: Reno

State: Nevada

Zip: 89502

Additional name(s) &
address(es) attached?

Yes

X

No

11002 U.S. PTO
10/218710
08/14/02

Citizenship: United States of America

Additional name(s) of conveying party(ies) attached?

X

Yes

No

3. Nature of conveyance:

X

Assignment

Merger

Security Agreement

Change of Name

Other

Execution Date: August 12, 2002

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: August 14, 2002

A. Patent Application No.(s)

B. Patent No.(s)

10/218710

Additional Number(s) attached?

Yes

X

No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Ann C. Livingston
Internal Address: Baker Botts L.L.P.
Street Address: 1500 San Jacinto Center
98 San Jacinto Blvd.
Austin, Texas 78701

City: Austin

State: Texas

Zip: 78701-4039

6. Total number of applications and patents involved: One

7. Total Fee (37 CFR 3.41): \$40.00

X

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

No. 50-2148 of Baker Botts L.L.P.

(Attach Duplicate Copy of this page if paying by deposit account)

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Ann C. Livingston

Name of Person Signing

Signature

Date

8/14/02

Total number of pages including cover sheet

5

OMB No. 0651-0011 (exp. 4/94)

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Mail documents to be recorded with required cover sheet information:

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Box Assignments

Washington, D.C. 20231

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REEL: 013201 FRAME: 0963

U.S. Patent and Trademark Office

Recordation Form Cover Sheet - Form PTO-1595 (01/31/92)

Patents Only

Page 2

Attorney's Docket: 064198.0118

Section 1 - Name of conveying parties

Additional names (individual)

Brian K. Hollowell
7425 Dallas Drive
Austin, Texas 78729
Citizenship: United States of America

Michael T. Delaney, Jr.
506 Bellmark Court
San Antonio, Texas 78258
Citizenship: United States of America

ASSIGNMENT

WHEREAS, David W. Rackley, a citizen of the United States of America, residing at 1910 Terisu Cove, Austin, Texas 78728; Brian K. Hollowell, a citizen of the United States of America, residing at 7425 Dallas Drive, Austin, Texas 78729; and Michael T. Delaney, Jr., a citizen of the United States of America, residing at 506 Bellmark Court, San Antonio, Texas 78258, hereinafter called the "Assignors", have made the invention described in the United States patent application entitled "LOAD TESTING FOR IP PBX SYSTEMS", Attorney Docket No. 064198.0118, (SBC File No. S00332) for a full description of which reference is here made to an application for Letters Patent of the United States filed on August 14, 2002.

WHEREAS, SBC PROPERTIES, L.P., a partnership organized and existing under the laws of the State of Nevada, having a place of business at 645 E. Plumb Lane, Reno, Nevada 89502, hereinafter called the "Assignee", desires to acquire the entire right, title and interest for the United States of America and elsewhere throughout the world in and to said invention and the patent application identified above, including any and all divisions and continuations thereof and any and all Letters Patent which may be granted thereon, including any and all renewals, reissues and prolongations thereof.

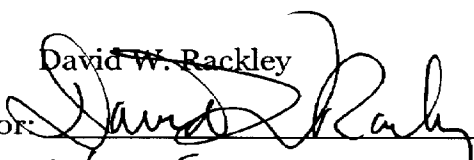
NOW, THEREFORE in consideration of the sum of One Dollar (\$1.00) and other valuable and legally sufficient consideration, the receipt of which by the Assignors from the Assignee is hereby acknowledged, the Assignors have sold, assigned and transferred, and by these presents do sell, assign and transfer to the Assignee, the entire right, title and interest for the United States in and to the invention and the patent application identified above, and any patents that may issue for said invention in the United States; together with the entire right, title and interest in and to said invention and all patent applications and patents therefor in all countries foreign to the United States, including the full right to claim for any such application all benefits and priority rights under any applicable convention; together with the entire right, title and interest in and to all continuations, divisions, renewals and extensions of any of the patent applications and patents defined above; to have and to hold for the sole and exclusive use and benefit of the Assignee, its successors and assigns, to the full end of the term and terms for all such patents.

AND said Assignors hereby covenant and agree, for both the Assignors and the Assignors' legal representatives, that the Assignors will assist the Assignee in the prosecution of the patent application identified above; in the making and prosecution of any other patent applications that the Assignee may elect to make covering the invention identified above; in vesting in the Assignee like exclusive title in and to all such other patent applications and patents; and in the prosecution of any interference which may arise involving said invention, or any such patent application or patent; and that the Assignors will execute and deliver to the Assignee to carry out the terms of this Assignment. Assignors authorize the attorney or agent who files the patent application first referenced above to fill in the U.S. Application Serial No. and filing date above, if required.

AND said Assignors authorize and request the Commissioner of Patents to issue Letters Patent on said application, and on any all divisions and continuations thereof, to said Assignee, its assigns and legal representatives, in accordance with the terms of this Assignment.

IN TESTIMONY WHEREOF, this Assignment is executed by said Assignors, on the date(s) listed below.


Name of first inventor: David W. Rackley

Signature of first inventor: 

Date: 8/12/2002


Witnesses for first inventor

First witness:

 8/12/2002
Signature / Date

Kathy Piatt
Full name (printed)

Second witness:

 8/12/02
Signature / Date

John P. Romeo
Full name (printed)

Name of second inventor: Brian K. Hollowell

Signature of second inventor: 

Date: 8-12-2002

Witnesses for second inventor

First witness:

 8/12/2002
Signature / Date

Kathy Piatt
Full name (printed)

Second witness:

 8/12/02
Signature / Date

John P. Romeo
Full name (printed)

Name of third inventor: Michael T. Delaney, Jr.

Signature of third inventor: Michael T. Delaney, Jr.

Date: 8/19/02

Witnesses for third inventor

First witness:

Meghan Blake 8-12-02
Signature / Date

Meghan BLAKE
Full name (printed)

Second witness:

Julie E Delaney 8-12-02
Signature / Date

Julie E Delaney
Full name (printed)